

REGULAR MEETING OF THE GREENBELT CITY COUNCIL held Monday, August 13, 2012.

Mayor Davis called the meeting to order at 8:02 p.m.

ROLL CALL was answered by Councilmembers Konrad E. Herling, Emmett V. Jordan, Leta M. Mach, Silke I. Pope, Edward V.J. Putens, Rodney M. Roberts and Mayor Judith F. Davis.

ALSO PRESENT were Michael McLaughlin, City Manager; David E. Moran, Assistant City Manager; Robert Manzi, City Solicitor; and Cindy Murray, City Clerk.

Mayor Davis asked for a moment of silence in memory of Greenbelt residents Erick Gabbidon, Gloria J. Wilson, Hazel Virginia Parent, and Anna Andrus, and former residents James Lawrence Pinckney, Jr., Mary Lou Goodall Krahe, Mary Elizabeth "Libby" Rice and Albert Cousin. She then led the pledge of allegiance to the flag.

APPROVAL OF CONSENT AGENDA: Mr. Putens moved that the consent agenda be approved. Mr. Jordan seconded. The motion passed 7-0.

Council thereby took the following actions:

#### MINUTES OF COUNCIL MEETINGS

Work Session, April 4, 2012  
Work Session, April 19, 2012  
Work Session, May 16, 2012  
Work Session, May 30, 2012  
Public Hearing, June 11, 2012  
Work Session, June 13, 2012  
Regular Meeting, July 9, 2012  
Work Session, July 11, 2012  
Interview, July 16, 2012  
Work Session, July 16, 2012  
Special Meeting, July 30, 2012  
Work Session, July 30, 2012  
Interview, August 1, 2012  
Approved as presented.

#### COMMITTEE REPORTS

Greenbelt Ethics Commission, Report #2012-1 (Review of the City's Ethics Ordinance):  
Council accepted this report and will hold a work session with the Ethics Commission in the future.

Public Safety Advisory Committee, Report #2012-1 (Buddy Attick Park Mile Marker Signage): Council accepted this report and will consider it on the agenda of a future meeting.

Greenbelt Advisory Committee on Environmental Sustainability, Report #2012-2 (Support for Food Forest Project): Council accepted this report and will consider it on the agenda of a future meeting.

Greenbelt Advisory Committee on Environmental Sustainability, Report #2012-3 (Prince George's County's Proposed 10-Year County Solid-Waste Management Plan): Council accepted this report and will consider it later on the agenda this evening.

75TH ANNIVERSARY COMMITTEE REPORT: Council indicated no further action on this report was necessary.

APPOINTMENTS TO ADVISORY GROUPS: Council appointed Willis Witter to the Forest Preserve Advisory Board, Kehinde Odebo to the Greenbelt Advisory Committee on Environmental Sustainability, and Wallace Williams to the Employee Relations Board.

REAPPOINTMENT TO ADVISORY GROUP: Council reappointed Jay Shah to a new term on the Park and Recreation Advisory Board.

APPROVAL OF AGENDA: Ms. Pope moved that the agenda be approved. Mr. Jordan seconded. The motion passed 7-0.

PRESENTATIONS: None

PETITIONS AND REQUESTS: None

MINUTES: None

ADMINISTRATIVE REPORTS:

Mr. McLaughlin announced a ribbon cutting ceremony for new Greenbelt Middle School is scheduled for Monday, August 20<sup>th</sup>.

COUNCIL REPORTS: Mayor Davis and Councilmembers commented on the National Night Out events and thanked all the participants: Greenbriar Condominiums, Windsor Green Community, Greenspring Community, Old Greenbelt Neighborhood Watch, Hunting Ridge Condominiums, Franklin Park Apartments/Beltway Plaza, Greenbelt Lake Park Community and Belle Point Community.

Council also noted their attendance at the following events:

National League of Cities Human Development Committee Meeting - Ms. Mach  
Greenbelt Community Foundation Awards Ceremony – Mayor Davis and Ms. Mach  
Creative Kids Camp Performance “The Cookie Caper” – Mayor Davis and Ms. Mach  
International Cooperative Year Event – Mayor Davis, Mr. Jordan, Ms. Mach and  
Mr. Herling  
Maryland Sustainable Growth Symposium – Mr. Jordan  
Council of Governments Region Forward Meeting – Mr. Jordan  
Ribbon Cutting Ceremony for new Pharmacy in Greenbelt East – Mr. Jordan

Greenbelt Municipal Swim Team Awards Banquet – Mayor Davis  
Greenbelt Museum’s Hometown Heroes Presentation – Mayor Davis  
Maryland Health Mobile Open House – Mayor Davis and Mr. Jordan  
Circus Camp Program – Mayor Davis

Mayor Davis congratulated the New Deal Café for winning the WTOP radio contest for best local music venue in the DC area.

COMMITTEE REPORTS: None

LEGISLATION:

An Ordinance to Authorize and Empower the City of Greenbelt to Issue One or More Tax Anticipation Notes in Amounts Not to Exceed \$3.5 Million Dollars in the Aggregate in Anticipation of the Receipt of Current Taxes and Other Revenues, Directing that the Proceeds of Said Notes Shall be Used for General Fund Operating Expenses Heretofore Authorized; and Providing for the Sale of Said Notes by Private Negotiation to Columbia Bank in Accord with Its Offer Dated July 27, 2012

Mayor Davis read the agenda comments. Mr. Herling introduced the ordinance for first reading and moved suspension of the rules in order to allow second reading and passage of the ordinance tonight. Mr. Putens seconded the motion.

ROLL CALL:	Mr. Herling	-	yes
	Mr. Jordan	-	yes
	Ms. Mach	-	yes
	Ms. Pope	-	yes
	Mr. Putens	-	yes
	Mr. Roberts	-	yes
	Mayor Davis	-	yes

Mr. Herling introduced the ordinance for second reading and moved that it be adopted. Mr. Putens seconded.

Mr. Orleans asked and was provided answers to several questions.

ROLL CALL:	Mr. Herling	-	yes
	Mr. Jordan	-	yes
	Ms. Mach	-	yes
	Ms. Pope	-	yes
	Mr. Putens	-	yes
	Mr. Roberts	-	yes
	Mayor Davis	-	yes

The ordinance was declared adopted (Ordinance No. 1324, Book 12).

An Ordinance to Amend Chapter 2 “Administration” Article IV “Ethics” of the Greenbelt City  
Code

Mayor Davis read the agenda comments. Mr. Putens introduced the ordinance for first reading and moved suspension of the rules in order to allow second reading and passage of the ordinance tonight. Ms. Pope seconded the motion.

ROLL CALL:	Mr. Herling	-	yes
	Mr. Jordan	-	yes
	Ms. Mach	-	yes
	Ms. Pope	-	yes
	Mr. Putens	-	yes
	Mr. Roberts	-	yes
	Mayor Davis	-	yes

Mr. Putens introduced the ordinance for second reading and moved that it be adopted. Ms. Pope seconded.

Bill Orleans, Greenbelt, and Cindy Henneberg, Greenbelt Patch, questioned why several legislative items on the agenda had been scheduled for suspension of the rules and adoption this evening. Mr. McLaughlin explained that action on the tax anticipation note was due to constantly changing market conditions. Ms. Murray explained the State Ethics Commission had requested the changes to the Ethics Code be enacted prior to the Commission’s September meeting.

ROLL CALL:	Mr. Herling	-	yes
	Mr. Jordan	-	yes
	Ms. Mach	-	yes
	Ms. Pope	-	yes
	Mr. Putens	-	yes
	Mr. Roberts	-	yes
	Mayor Davis	-	yes

The ordinance was declared adopted (Ordinance No. 1325, Book 12).

A Resolution to Repeal Resolution 1083 and Establish Admission Fees and Pass Rates for the  
Greenbelt Aquatic and Fitness Center Effective September 4, 2012

Mayor Davis read the agenda comments. Mr. Herling introduced the resolution for second reading and moved that it be adopted. Ms. Pope seconded.

ROLL CALL:	Mr. Herling	-	yes
	Mr. Jordan	-	yes
	Ms. Mach	-	yes
	Ms. Pope	-	yes
	Mr. Putens	-	yes
	Mr. Roberts	-	yes
	Mayor Davis	-	yes

The resolution was declared adopted (Resolution No. 1093, Book 8).

### A Resolution to Establish School Zones within the City

Mayor Davis read the agenda comments. Mr. Putens introduced the resolution for first reading and moved suspension of the rules in order to allow second reading and passage of the resolution tonight. Ms. Pope seconded the motion.

Mr. Roberts and Mr. Herling noted they did not support suspension of the rules for this resolution.

ROLL CALL:	Mr. Herling	-	no
	Mr. Jordan	-	yes
	Ms. Mach	-	yes
	Ms. Pope	-	yes
	Mr. Putens	-	yes
	Mr. Roberts	-	no
	Mayor Davis	-	yes

The suspension of the rules motion failed. The resolution will be included on the agenda of the next meeting for second reading and adoption.

After discussion regarding potential sites of the speed monitoring systems, Mayor Davis requested the exact locations be included with the agenda of the next meeting.

### A Resolution to Negotiate the Purchase of a TYMCO 600 Sweeper Body from Mid-Atlantic Waste Systems at a Cost of \$112,280

Mayor Davis read the agenda comments. Mr. Herling introduced the resolution for first reading and moved suspension of the rules in order to allow second reading and passage of the resolution tonight. Mr. Putens seconded the motion.

Ms. Mach questioned if purchase of the street sweeper had already been approved by the other Councils of the Four Cities Coalition. Mr. Hall said yes.

ROLL CALL:	Mr. Herling	-	yes
	Mr. Jordan	-	yes
	Ms. Mach	-	yes
	Ms. Pope	-	yes
	Mr. Putens	-	yes
	Mr. Roberts	-	no
	Mayor Davis	-	yes

Mr. Herling introduced the resolution for second reading and moved that it be adopted. Mr. Putens seconded.

Mr. Roberts questioned whether the old sweeper would be used as a backup unit. Mr. Hall said it was not recommended due to its unreliability and high cost to maintain.

Mr. Orleans questioned the need for suspension of the rules and adoption of this resolution this evening. Mr. McLaughlin explained the proposed purchase had been discussed by Council

several times with the Four Cities Coalition and, given the summer meeting schedule, did not believe it was necessary to delay the purchase until mid-September.

ROLL CALL:	Mr. Herling	-	yes
	Mr. Jordan	-	yes
	Ms. Mach	-	yes
	Ms. Pope	-	yes
	Mr. Putens	-	yes
	Mr. Roberts	-	yes
	Mayor Davis	-	yes

The resolution was declared adopted (Resolution No. 1094, Book 8).

### GREENBELT MIDDLE SCHOOL TASK FORCE (FINAL REPORT)

Mayor Davis read the agenda comments.

David Lange, Chair of the Greenbelt Middle School Task Force (GMSTF), summarized the report and noted the following options were available for Council's consideration at this time:

- 1) The City be more forthright in asserting its interest in space in the "old" Greenbelt Middle School (GMS) to ensure the City "has a seat at the table" when a decision is made by the School Board.
- 2) The City request 36,000 square feet of building space to provide needed services to Greenbelt West residents.
- 3) The City notify the School Board that they want no involvement in the building.

Mr. Roberts stressed the need to protect the entire old GMS building. He recommended Council oppose demolition to any portion of the old GMS building and also oppose any expansion plans for the school bus storage lot.

Mr. Putens expressed concern about the affordability of the GMS building but suggested Council request 36,000 square feet of space in the GMS building. He also noted his opposition for expanding the school bus storage lot. Mr. Herling agreed.

Ms. Mach expressed her support of accepting the recommendations of the GMSTF noted in their report with the addition of encouraging relocation of the school bus lot as soon as possible.

Ms. Pope commented that the GMS building assessment was not yet complete and the structural condition of the building was unknown. She expressed concern about making a request for space until the assessment was complete and a clear understanding of the associated costs was known.

Mr. Roberts said he agreed with Ms. Pope. He stressed that Council's focus at this time should be on preservation of the building only and if voters support the City pursuing use of the GMS in the future and money is available, then Council should move forward with requesting space in the building at that time.

Mr. Jordan expressed his frustration with the lack of information available from the School Board and the undetermined costs associated with requesting space at the GMS. He stressed the

need for the City to be “at the table” when the School Board makes any decisions regarding the future of GMS.

After discussion, Ms. Mach moved that Council send a non-committal letter to Prince George’s County Public Schools (PGCPS) expressing interest in exploring future use of GMS and include the following GMSTF recommendations:

1. Express interest in leasing dedicated spaces in the vacated Greenbelt Middle School building, as well as sharing other spaces with other leases.
2. Identify interest in specific dedicated and shared spaces: the 1969 administrative wing, the 1953 gym, and the 2-story 1937 Greenbelt High School – totaling about 36,629 square feet.
  - Note interest is dependent on the results of the building assessment and the PGCPS plans for renovation of the leased spaces.
3. Oppose the demolition of any part of the old Greenbelt Middle School and urge relocation of the school bus lot as soon as possible.

Mr. Putens seconded.

Keith Chernikoff, GMSTF member, expressed support of the motion.

After further discussion, Mr. Putens called the question. Ms. Mach seconded. Passed 6-1. (Roberts)

The motion passed 5-2. (Pope, Roberts)

Cindy Henneberg, Greenbelt PATCH, asked and was provided answers to several questions.

**GREENBELT ADVISORY COMMITTEE ON ENVIRONMENTAL SUSTAINABILITY,  
REPORT #2012-3 (PRINCE GEORGE’S COUNTY’S PROPOSED 10-YEAR COUNTY  
SOLID-WASTE PLAN)**

Mayor Davis read the agenda comments.

John Lippert, Chair of the Greenbelt Advisory Committee on Environmental Sustainability (Green ACES), reported that Green ACES had reviewed the Prince George’s County Proposed 10-Year County Solid Waste Plan which is due to be submitted to the State in a final format by the end of 2012. He advised that Green ACES is opposed to the proposed plan to build a solid waste transfer station to compact trash and then transport it out of the County by rail or truck which will cause additional air pollution from increased fuel consumption and increased greenhouse gas emissions from trash burned or buried in another community. Mr. Lippert further advised that Green ACES feels the proposed plan minimizes reuse, recycling and composting, all of which offer environmental, cost reduction and job creation benefits.

Mr. Putens moved that Council send a letter to Prince George’s County opposing the proposed 10-Year County Solid Waste Plan and requested the Green ACES Report be included with the letter. Mr. Putens further moved that Council request an extension of time from the State to file

their Solid Waste Plan and schedule public hearings throughout the County to gather public input

and, if necessary, make revisions to the plan accordingly. Mr. Herling seconded.

The motion passed 7-0.

**MEMORANDUM OF UNDERSTANDING WITH UNIVERSITY OF MARYLAND  
DEPARTMENT OF TRANSPORTATION SERVICES FOR USE OF SHUTTLE-UM BY  
GREENBELT RESIDENTS**

Mayor Davis read the agenda comments. She noted the indemnity clause included in the Memorandum of Understanding (MOU) with the University of Maryland (UM) and the City of College Park had not been included in the proposed MOU between the City and UM. Mr. Moran said staff would check on this clause.

Ms. Pope questioned whether the UM shuttle program would be reviewed and reevaluated after the first year. Mr. McLaughlin said yes.

Mr. Putens moved that Council approve the MOU with University of Maryland to allow City residents, not otherwise eligible based on their University affiliation, to ride the University's shuttle, authorize the City Manager to sign the MOU, and direct staff to establish this program as proposed. Ms. Pope seconded. The motion passed 7-0.

Mr. Moran noted that this new program would be promoted through announcements in the News Review, on Comcast and Verizon channels, and on the City website. Mayor Davis also suggested local homeowners associations be notified.

Stephen Holland, Boxwood, thanked Council for their support of this MOU.

Mr. Orleans questioned the \$10 fee to ride the shuttle. Mr. Manzi explained the \$10 is an administrative fee for obtaining a shuttle pass and was not a fee to ride the shuttle.

**SUSTAINABLE MARYLAND CERTIFIED GREEN TEAM**

Mayor Davis read the agenda comments.

Mayor Davis moved that Council approve staff's recommendation to establish a 15 member Sustainable Maryland Certified Green Team, consisting of representatives from community environmental groups, neighborhoods, the commercial sector, and apartment owners. Mr. Putens seconded. The motion passed 7-0.

Mayor Davis suggested the Green Team include several members from Franklin Park given the size of that community.

**PEPCO UNDERGROUNDING – PILOT PROJECT**

Mayor Davis read the agenda comments. Mr. Putens moved that the City send a letter to PEPCO and the Public Service Commission suggesting Greenbelt be considered as a pilot project for PEPCO to bury its power lines, pending the results of a feasibility study. Mayor Davis seconded.



The motion passed 7-0.

OTHER REPORTS: Councilmembers presented reports on the following meetings and conferences they recently attended.

Council of Governments Transportation Planning Board – Mr. Roberts

MEETINGS: Council reviewed the upcoming meeting schedule.

ADJOURNMENT: Ms. Mach moved to adjourn the meeting. Mr. Putens seconded. The motion passed 7-0.

Mayor Davis adjourned the regular meeting of Monday, August 13, 2012, at 11:03 p.m.

Respectfully submitted,

Cindy Murray  
City Clerk

"I hereby certify that the above and foregoing is a true and correct report of the regular meeting of the City Council of Greenbelt, Maryland, held August 13, 2012."

Judith F. Davis  
Mayor